

Effective 5/13/2014

13-34a-104 Authority to execute interstate reciprocity agreement -- Rulemaking.

- (1) The division may execute an interstate reciprocity agreement that:
 - (a) is for purposes of state authorization under 34 C.F.R. Sec. 600.9; and
 - (b) is for the benefit of:
 - (i) postsecondary schools in the state; or
 - (ii)
 - (A) postsecondary schools in the state; and
 - (B) institutions that are part of the state system of higher education under Section 53B-1-102.
- (2) If the division executes an interstate reciprocity agreement described in Subsection (1):
 - (a) except as provided by division rule, the provisions of this chapter do not apply to a postsecondary school that obtains state authorization under the reciprocity agreement; and
 - (b) the division may, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules relating to:
 - (i) the standards for granting a postsecondary school state authorization under a reciprocity agreement;
 - (ii) any filing, document, or fee required for a postsecondary school to obtain authorization under a reciprocity agreement; and
 - (iii) penalties if a postsecondary school fails to comply with the rules that the division makes under this Subsection (2).
- (3) If the division executes an interstate reciprocity agreement described in Subsection (1) that includes institutions that are part of the state system of higher education under Section 53B-1-102, the State Board of Regents may make rules that:
 - (a) implement the reciprocity agreement; and
 - (b) relate to institutions that are part of the state system of higher education under Section 53B-1-102.

Enacted by Chapter 360, 2014 General Session